

**UNITED STATES DISTRICT COURT  
District of Maine**

CAROL DAVIS, )  
Plaintiff )  
 )  
v. )  
 ) Civil No. 04-143-P-S  
CUMBERLAND COUNTY, )  
 )  
Defendant )  
 )  
 )

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the Court on June 6, 2005, his Recommended Decision (Docket No. 52). Defendant filed its Objection to the Recommended Decision (Docket No. 53) on July 5, 2005. Plaintiff filed her objection (Docket No. 55) on July 5, 2005. Defendant filed its Response to Objection (Docket No. 61) on August 5, 2005. Plaintiff filed her Response to Recommended Decision (public version – redacted) (Docket No. 63) on August 5, 2005.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore ORDERED that the Recommended Decision of the Magistrate Judge is hereby AFFIRMED.

2. Defendant's Motion for Summary Judgment (Docket No. 52) is GRANTED on Counts V and VI, and those portions of Counts I and II that are based on allegations other than those supporting a claim that the defendant knew or should have known of sexually harassing actions by its non-supervisory employees that created a hostile work environment for the Plaintiff and failed to take prompt and appropriate remedial action, and otherwise DENIED.

/s/ George Z. Singal  
Chief U.S. District Judge

Dated this 31<sup>st</sup> day of August, 2005.